

**PATENT**  
Docket No.: **2026-4034US1**

#24  
JRP  
6/30/95

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Wyndham H. Wilson and Robert E. Wittes  
Serial No. : 08/178,463  
Filed : January 6, 1994  
For : **TAXOL TREATMENT OF BREAST CANCER (As Amended)**  
Group Art Unit : 1205  
Examiner : Jerome D. Goldberg

RECEIVED  
95 JUN 26 AM 9:33  
GROUP 120

**HAND-DELIVERED TO GROUP 1200**

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Box: AF

**LETTER ACCOMPANYING THE FILING OF A SUPPLEMENTAL DECLARATION  
OF BRUCE A. CHABNER UNDER 37 C.F.R. § 1.132**

Sir:

This Letter accompanies the filing of the enclosed Supplemental Declaration of Bruce A. Chabner in the above-identified patent application. Filed concurrently herewith are a Petition for an Extension of Time for one month pursuant to 37 C.F.R. § 1.136 (a) and the required fee pursuant to 37 C.F.R. § 1.17 (a).

**REMARKS**

During a recent conversation between Examiner Jerome Goldberg and applicants' representative, Mr. James C. Haight, and in the Advisory Action dated May 16, 1995, it was indicated by Examiner Goldberg that the Declaration of Bruce A. Chabner submitted with the Amendment under 37 C.F.R. § 1.116 on April 19, 1995 was objected to

Docket No.: 2026-4034US1

because the Declaration included qualified statements of opinion. In a subsequent conversation between Examiner Goldberg and Mr. Haight, it was determined that a Supplemental Declaration would be provided by applicants and considered by the Examiner.

In the enclosed Supplemental Declaration of Bruce A. Chabner under 37 C.F.R. § 1.132, the qualified statements of opinion have been removed. Accordingly, it is respectfully believed that with the filing of this Supplemental Declaration, the objection has been overcome and the application is now in condition for allowance.

In the event that the Examiner is of the opinion that further discussion of the application would be helpful, the Examiner is respectfully requested to telephone applicants' undersigned representative at (212) 415-8751 and is assured of full cooperation in an effort to advance the prosecution of the instant application and claims to allowance.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Date: June 26, 1995

By: Leslie A. Serunian  
Leslie A. Serunian  
Registration No.: 35,353

Mailing Address:

MORGAN & FINNEGAN, L.L.P.  
345 Park Avenue  
New York, New York 10154  
(212) 758-4800 Telephone  
(212) 751-6849 Facsimile